

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.5378 OF 2004.
IN
CRIMINAL APPEAL NO.547 OF 2003.

Parshuram Kashinath Chauhan. ..Applicant.

Versus.

The State of Maharashtra. ..Respondent.

Mr.K.S.Patil, advocate for the applicant.

Mr.B.H.Mehta, APP for the State.

CORAM: S.B.MHASE &
ANOOP V. MOHTA, JJ.

DATE : DECEMBER 23, 2004.

P.C.:

1. Heard Mr. K.S.Patil, the learned advocate for the applicant and Mr.B.H.Mehta, the learned APP for the State.

2. Applicant was earlier granted temporary bail for a period of one month. Since he had met with an accident and he suffered fracture of the mandible, extension in temporary bail was granted. Further extension in temporary bail was being sought by this application. However, we insist that application for

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extension of temporary bail will not be considered unless and until the applicant accused surrenders. Now it is submitted that applicant has surrendered. The wound is not yet completely recovered but as directed by this Court, he has surrendered to the police. The learned advocate for the applicant submits that atleast extension of temporary bail for 15 days be granted so that he will have proper treatment from the private medical hospital. Looking to the conduct of the applicant/accused that he has surrendered and the fact that he was operated for fracture of mandible, we are inclined to grant bail for 15 days with an understanding that henceforth no extension will be made. Hence following order.

ORDER

(i) The Sentence passed by the 2nd Ad-hoc Addl.Sessions Judge, Kolhapur on 11/3/2003 in Sessions Case No. 71/2002 is hereby temporarily suspended for a period of 15 days.

(ii) Applicant/accused be released on temporary bail on furnishing P.R.Bond of Rs.50,000/- with two sureties in like amount.

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(iii) The applicant shall report to the Rajarampuri Police Station, Kolhapur every day at about 9 to 10 a.m.

3. Application is accordingly disposed of.

(ANOOP V. MOHTA, J.)

(S.B.MHASE, J.)

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